

What is a Limited-Use Food Establishment?

In Davis County, a Limited-Use Food Establishment is a satellite food operation that, due to its small size, has a limited capacity to provide all essential food operation services. Establishments permitted in this manner are required to utilize a commissary for essential food service operations such as food and equipment storage, equipment cleaning and sanitizing, and the re-filling of water tanks. Examples of Limited-Use Food Establishments include food carts, or other mobile units that do not meet the definition of a Food Truck because they are operated from outside of the frame of the unit rather than from within. Kiosks located within convenient walking distance to a commissary, such as being located near the food court in a mall, may also be considered for permitting as Limited-Use Food Establishments.

What is the difference between a Food Truck and Limited-Use Food Establishment Permit?

Food Trucks and Limited-Use Food Establishments can be very similar in terms of how they operate. In fact, both Food Trucks and Limited-Use Food Establishments utilize commissary services as part of their food service operations. Food Trucks, however, have reciprocity amongst all local health departments where Limited-Use Food Establishments do not. This means that if an operator has obtained a Food Truck permit from one health department and they desire to operate in the jurisdiction of another health department, all they need to do to obtain additional permits is to provide a copy of their original permit and pay a reduced fee. Other health departments cannot require an additional plan review nor can they have any other requirements. These conveniences are not extended to food establishments that are not permitted as Food Trucks, including Limited-Use Food Establishments.

Where can Limited-Use Food Establishments operate?

Most Limited-Use Food Establishments have mobile capability and are allowed to operate along a set route or at an approved location. A route or schedule should be submitted to the health department along with your initial permit application. Limited-Use Food Establishments that are not easily moveable are permitted for a single-location. Mobile Limited-Use Food Establishments are also permitted to operate at any public event in Davis County without obtaining a Temporary Food Establishment Permit. As events come up or changes to your route are desired, notify the Environmental Health Services Division by phone at 801-525-5128 during regular business hours or email Jeff Kolmel at jkolmel@co.davis.ut.us. If the operating schedule is maintained on social media, reference all relevant social media websites on the application.

I want to obtain a Limited-Use Food Establishment permit, how do I get started?

If you are planning to operate a Limited Use Food Establishment in Davis County, you must submit a completed [Limited-Use Food Establishment Permit Application](#), plans, and applicable fees to the health department. These plans must include equipment specification sheets, plumbing and mechanical schedules, dimensional floor plans ($\frac{1}{4}'' = 1$ foot scale), and finish schedule. As part of the application, a complete menu, route or event schedule, and [Commissary Agreement](#) are required to be submitted. An updated Commissary Agreement must be submitted to the health department any time changes occur and each year when renewing a permit. Prior to receiving a permit, the Limited-Use food establishment must complete a pre-opening inspection with division staff and be in compliance with the [Limited-Use Food Establishment Pre-Opening Requirements](#).

If you are purchasing an existing Limited-Use food establishment, the unit may be brought to the health department for a site review, in lieu of submitting plans on paper.

How do I renew my Limited-Use Food Establishment permit?

If you have previously obtained a Limited Use Permit in Davis County and you want to renew your permit for the following permit year, you must submit a completed [Limited-Use Food Establishment Permit Application](#), an updated [Commissary Agreement](#), and pay applicable fees to the health department.

What is a commissary?

A commissary is a food service establishment, permitted by a local health department, that is equipped to allow a mobile food establishment operator to perform necessary operations including, but not limited to: food preparation; food and equipment storage; cold holding; disposal of solid and liquid wastes; washing and sanitizing of equipment and utensils; refilling of water tanks; and connecting to electrical power.

A commissary will only be approved once it is registered as a commissary with the Davis County Health Department and a member of the Health Department staff conducts a commissary assessment to verify that it can meet the needs of the Limited-Use Food Establishment.

Can I use a commissary located outside of Davis County?

Unfortunately no. This is allowed for Food Trucks, but since there is no reciprocity in-place amongst local health departments for Limited-Use Food Establishments, the commissary must be located in Davis County.

Do I have to use my commissary to dispose of my waste and fill my water tanks?

Facilities not permitted as food establishments, can be approved for the disposal of liquid and solid waste, the refilling of water tanks, and connection to electrical power. A [Service Provider Agreement](#) must be submitted to and approved by the health department if these services will be provided by a facility other than the commissary.

How often do I have to report to my commissary?

The frequency will be determined and approved at time of application, but Limited-Use Food Establishments should report to their commissary at least daily when operating. The commissary is required to maintain records that document the arrival and departure of the establishment each time they utilize the commissary.

Does the health department have a list of approved commissaries?

Beginning in November 2018, the Health Department began requiring food establishments in Davis County that desired to serve as a commissary for others to register with the Department. To become a registered commissary, a food establishment must submit a signed [Commissary Registration Form](#), be evaluated by the Health Department, and pay a \$25 registration fee. A list of registered commissaries may be made available upon request.

Food establishments not currently registered as commissaries with the Health Department can register at any time as long as they are able to provide the necessary services for the food service operators requesting their services.

What are the fees associated with Limited-Use food establishments?

The permit fees depend on the risk categorization of the establishment. Lower risk, or Risk 1 establishments are assessed an annual permit fee of \$200, and higher risk, or Risk 2, establishments are assessed an annual permit fee of \$350. All Limited-Use Food Establishment

Permits expire December 31st of the year they are issued. Prior to receiving an initial operating permit, each establishment must go through the plan review process and pay the associated \$350 plan review fee.

Can I pay a reduced permitting fee if I start operating later in the year?

If you apply for a Limited-Use Food Establishment Permit between October 1st and December 31st, the permitting fees will be reduced by 50%. Plan review fees will not be discounted.

What other resources are available?

Entity	Resource or Reference
Davis County Board of Health	Food Service Sanitation Regulation http://www.co.davis.ut.us/docs/librariesprovider5/administration-documents/board-of-health-regulations/food-service-2016-final.pdf?sfvrsn=6
Utah Code	Food Truck Licensing and Regulation Act https://le.utah.gov/xcode/Title11/Chapter56/11-56-S101.html